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March 3, 2023

VIA CM/ECF

The Honorable Brian R. Martinotti, U.S.D.J.
United States District Court
District of New Jersey
Martin Luther King, Jr. Federal Building and United States Courthouse
50 Walnut Street
Newark, New Jersey 07102.

Re: SCHAFFER v. PARAMUS et al
Civil Action No. 2:23-cv-530-BRM-MAH

Dear Judge Martinotti:

This office represents defendant, Robert Kaiser, in the above matter.

We write to confirm the briefing schedule with respect to plaintiff's pending cross-motion to remand (ECF No. 4).

We filed a motion to dismiss in lieu of answer (ECF No. 2). Plaintiff did not substantively oppose that application. Instead, counsel filed the cross-motion to remand and a letter requesting that the motion to dismiss be administratively terminated (ECF No. 5). The Court granted that request yesterday (ECF No. 11).

Nevertheless, we understand that the pending application is still considered to be a cross-motion and that defendants' opposition is due on March 13, 2023. *See, L. Civ. R. 7.1(d)(3).*

If, however, plaintiffs cross-motion to remand is now deemed a primary motion, defendants are entitled to an automatic one-cycle adjournment of the return date to April 3, 2023 under *L. Civ. R. 7.1(d)(5)*. To the extent that the Court is treating plaintiff's application as such, we respectfully request same.

Thank you.

Respectfully submitted,

s/ Leonard E. Seaman
LEONARD E. SEAMAN

LES/me

cc: All counsel (via CM/ECF)
client (via e-mail)

SO ORDERED:

A handwritten signature in black ink, appearing to read "Brian R. Martinotti", is written over a horizontal line.

BRIAN R. MARTINOTTI, USDJ
DATED: MARCH 6, 2023